

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

John C. Harvey and James W. Cuddihy:

Serial No.: 08/447,496

Filed: May 23, 1995

For: SIGNAL PROCESSING APPARATUS AND  
METHODS

Group Art Unit: 2712

Examiner: MOE, A.

Atty Dkt: 05634.0121

Received

JUN 09 1999

Group 2700

SUBMISSION UNDER 37 C.F.R. 1.129(a)

BOX: AFTER FINAL

Assistant Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Sir:

Applicants request that the finality of the final rejection dated October 27, 1998 be withdrawn in view of this timely filed first submission under 37 C.F.R. § 1.129(a). Our Check No. 311463 is enclosed for payment of the fee set forth in 37 C.F.R. § 1.17(r). The present application has an effective pendency of at least two years as of June 8, 1995, taking into account any reference of record to any earlier filed application under 35 U.S.C. § 120, 121 and 365(c). This petition and the fee set forth in § 1.17(r) are being filed prior to the filing of an appeal brief and prior to abandonment of the application. Applicants therefore respectfully request that the amendment and request for reconsideration previously filed be entered.

It is not believed that extensions of time are required, beyond those that may otherwise be provided for in accompanying documents.

06/24/1999 REASON 00000002 08447496

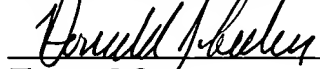
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However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefore are hereby authorized to be charged to our Deposit Account No. 08-3038.

Date: June 9, 1999  
**HOWREY & SIMON**  
1299 Pennsylvania Avenue, NW  
Washington, D.C. 20004

Respectfully submitted,



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